BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)	
OF KOOTENAI HEIGHTS WATER)	CASE NO. KHW-W-05-1
SYSTEM, INC. FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY)	ORDER NO. 29909

On August 22, 2005, Kootenai Heights Water System, Inc. (Kootenai Heights, Company) filed an Application for a Certificate of Public Convenience and Necessity (Certificate) with the Idaho Public Utilities Commission (Commission). On September 30, 2005, the Commission issued a Notice of Application and Modified Procedure establishing a deadline for written comments of November 10, 2005. On November 1, 2005, the parties executed a Stipulation urging the Commission to suspend the written comment deadline. With this Order the Commission accepts the parties' Stipulation and suspends the comment deadline.

BACKGROUND

Kootenai, Idaho. Application at 2. The Company states that the system is currently in service with 6 residential customers and will ultimately serve 11 residential customers. *Id.* The requested service area for the water system consists of Lots 7-18 of Kootenai Heights, with the well located on Lot 10. Application at 1. The Company states that the cost to construct the system was \$83,500 including the value of Lot 10. Application at 2. The Application states that proposed rates and charges, rules, and forms are all contained within the Water Service Agreement submitted with the Application. *Id.* The average monthly consumption for the entire system is 31,000 gallons, and the Company states that billing will start on October 1, 2005. *Id.*

After consulting with Commission Staff, the Company wishes to pursue alternative organizational structures that may affect whether the Commission has regulatory jurisdiction over it. Given the number of current and potential future customers of the system, as well as the proposed service territory, investment, etc., Staff recommended that the comment deadline, currently set for November 10, 2005, be suspended to allow the Company and Staff additional time for discussion prior to filing comments. The parties have signed a joint Stipulation asking the Commission to suspend the November 10, 2005, comment deadline in this matter so that they may have additional time to explore alternative organizational structures for the Company. Additionally, the parties agreed to report the status of this matter to the Commission in 60 days.

DISCUSSION

After reviewing the file and record for this matter we find that it is reasonable and in the public interest to accept the Stipulation of the parties, and suspend the comment deadline for this matter. We note that both the Company and Commission Staff, as evidenced by the Stipulation, agree to suspend the comment deadline, and no other customer or party has objected or filed comments. We direct the parties to report the status of this matter to the Commission within 60 days of the service date of this Order.

ORDER

IT IS HEREBY ORDERED that the comment deadline, currently set at November 10, 2005, is suspended. The parties are directed to report the status of this matter to the Commission within 60 days of the service date of this Order.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *Idaho Code* § 61-626.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this /4th day of November 2005.

PAUL KJELLANDER, PRESIDENT

MARSHA H. SMITH, COMMISSIONER

DENNIS S. HANSEN, COMMISSIONER

ATTEST:

Commission Secretary

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